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Paper No. 6

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MAIL

OCT 24 2002

In re Application of:  
Richard J. Hibbard ) DIRECTOR OFFICE  
Application No. 09/844,291 ) TECHNOLOGY CENTER 2100  
Filed: April 27, 2001 )  
For: NETWORK INTERFACE DEVICE ) DECISION ON REQUEST FOR  
HAVING PRIMARY AND BACKUP ) WITHDRAWAL AS ATTORNEY  
INTERFACES )

This is a decision on the Request To Withdraw from Representation filed October 4, 2002.

A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. **The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others.** A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agent.

The request is signed by Anthony C. Coles alone and does not contain a clear indication that Mr. Coles is authorized to sign on behalf of the other attorneys of record and is signing on behalf of the other attorneys of record. Furthermore, there is no indication that Applicant has been notified of the request for withdrawal.

Accordingly, the request is **DENIED**.

All future communications from the United States Patent and Trademark Office (Office) will continue to be directed to the above-listed address until otherwise notified by applicant. Applicant is reminded of the obligation to promptly notify the Office of any change in correspondence address

to ensure receipt of all communications from the Office.

*James R. Matthew*

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